



11-7-05

AP/1743\$ JZW

PTO/SB/21 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**TRANSMITTAL
FORM**

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

4

Application Number

09/807,596

Filing Date

April 13, 2001

First Named Inventor

Hideji Tajima et al.

Art Unit

1743

Examiner Name

Cross, Latoya I.

Attorney Docket Number

10287.34

ENCLOSURES

(Check all that apply)

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to TC
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input checked="" type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation	<input type="checkbox"/> Status Letter
<input checked="" type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	Transmittal; check in the amount of \$285.00; and return postcard.
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Reply to Missing Parts/Incomplete Application	<input type="checkbox"/> Landscape Table on CD	
<input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53		

Remarks

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Haynes and Boone, L.L.P.		
Signature			
Printed name	Randall C. Brown		
Date	11/4/05	Reg. No.	31,213

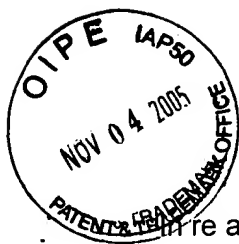
CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as Express mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below: (Label No. EV 369675473 US)

Signature			
Typed or printed name	Ellen Lovelace	Date	11/4/2005

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



Patent / Docket No. 10287.34
Customer No. 000027683

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Hideji Tajima et al.

Serial No. 09/807,596

Filed: April 13, 2001

For: AUTOMATIC SEPARATOR/
EXTRACTOR AND CONTROL
METHOD THEREFOR

§
§
§
§
§
§
§

Group Art Unit: 1743

Examiner: Cross, Latoya I

Confirmation No.: 9347

TRANSMITTAL

Commissioner For Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The enclosed Notice of Appeal is filed in response to the Final Office Action mailed May 4, 2005 in addition to the previously filed Response to Final Office Action filed October 4, 2005.

A Petition for Extension of Time Under 37 CFR 1.136(a) requesting a three month extension of time is being filed concurrently herewith. On October 4, 2005, Applicant filed a Response to Final Office Action and a Petition for a two-month extension of time, together with the fee of \$225.00 due under 37 C.F.R. § 1.17(a)(2). Therefore, a check in the amount of \$285.00 is enclosed for the fee due under 37 C.F.R. § 1.17(a)(3) for the requested additional third month since \$225.00 has already been paid towards the full fee of \$510.00. This will extend the due date to November 4, 2005. However, if any other fees are necessary the Commissioner is hereby authorized to charge any fees to Haynes and Boone, LLP's Deposit Account No. 08-1394.

Respectfully submitted,

Randall C. Brown
Reg. No. 31,213

Date: 11/4/05
HAYNES AND BOONE, LLP
901 Main Street, Suite 3100
Dallas, Texas 75202-3789
Telephone: 214-651-5634
Facsimile: 214-200-0853
File: 10287.34

EXPRESS MAIL NO.: EV 369675473 US

DATE OF DEPOSIT: 11/4/2005

This paper and fee are being deposited with the U.S. Postal Service Express Mail Post Office to Addressee service under 37 CFR §1.10 on the date indicated above and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

Ellen Lavale

Name of person mailing paper and fee

Ellen Lavale

Signature of person mailing paper and fee